

CR-4386-2025

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2025:PHHC:088852



**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

CR-4386-2025

Date of decision : 21.07.2025

Jagdambay Jewels

... Petitioner

Versus

Gujranwala Jewellers

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Rishabh Gupta, Advocate
for the petitioner.

VIKAS BAHL, J.(ORAL)

1. This is a Civil Revision Petition filed under Article 227 of the Constitution of India for setting aside the order dated 08.05.2025 (Annexure P-4) passed by the Civil Judge (Jr.Div.), Jalandhar, vide which the application filed by the petitioner for rejection of plaint has been dismissed.

2. Learned counsel for the petitioner has submitted that in view of Section 8 of The Commercial Courts Act, 2015, the petitioner be permitted to withdraw the present petition with liberty to challenge the order dated 08.05.2025, if need be, along with the appeal against the decree of the Commercial Court, if so, passed.

3. Section 8 of the Commercial Courts Act, 2015 is reproduced hereinbelow:-



*“Section 8: **Bar against revision application or petition against an interlocutory order.**-Notwithstanding anything contained in any other law for the time being in force, no civil revision application or petition shall be entertained against any interlocutory order of a Commercial Court, including an order on the issue of jurisdiction, and any such challenge, subject to the provisions of section 13, shall be raised only in an appeal against the decree of the Commercial Court.”*

A perusal of the abovesaid provision would show that although revision petition against the interlocutory order is not maintainable but challenge regarding the order passed can be laid in the appeal against the decree of the Commercial Courts, if passed against the person, who is aggrieved of the interlocutory order.

4. In view of the above and in view of the prayer made by learned counsel for the petitioner, the present petition is dismissed as withdrawn, with liberty to the petitioner to challenge the order dated 08.05.2025 along with the appeal, if so required, against the decree of the Commercial Courts, if any such decree is passed against the present petitioner.

(VIKAS BAHL)
JUDGE

July 21, 2025.
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No